

AN ORDINANCE

BY: COUNCILMEMBER H. LAMAR WILLIS

08-0 -0190

**AN ORDINANCE TO AMEND CHAPTER 30,
ARTICLE II OF THE CITY CODE OF
ORDNANCES TO REFLECT NEW FEES FOR
OWNERS OF ADULT ENTERTAINMENT
ESTABLISHMENTS WHICH SELL
ALCOHOL TO PROVIDE FOR CERTAIN
PROGRAMS FOR THE PREVENTION OF
SEXUAL ASSAULT; AND FOR OTHER
PURPOSES.**

Whereas, the City of Atlanta has an interest in maintaining the public health, safety and welfare, and providing for the prevention of acts that endanger these interests; and

Whereas, pursuant to its police powers, the City of Atlanta is authorized to enact legislation to regulate certain types of businesses and industries which could potentially affect the health, safety and welfare, including adult entertainment establishments which sell alcohol and employ persons either directly or indirectly as independent contractors or agents; and

Whereas, the City of Atlanta's Code of Ordinances contains provisions which establish regulations for obtaining and maintaining licenses and permits for adult entertainment establishments which sell alcohol and employ persons either directly or indirectly as independent contractors or agents; and

Whereas, the City of Atlanta's Code of Ordinances sets out the fees regarding such licenses and permits, and establishes the guidelines necessary to obtain and maintain such licenses and permits in a manner that reflects the public's best interest in securing public health, safety and welfare; and

Whereas, one in four women in the United States will be a victim of sexual violence in their lives and rape remains the most underreported crime in the U.S.; and

Whereas, the City of Atlanta through the establishment of the Atlanta Commission on Women and the advisory council the Atlanta Women's Agenda committed to addressing all matters relevant to the welfare and human rights of women and families; and

Whereas, the establishment of the Dear John campaign, a public education campaign to end the commercial sexual exploitation of children, further highlights the need for funding to programs that prevent and educate the public in regards to sexual assault; and

Whereas, the City of Atlanta's authorized to enact fees for such licenses and permits which cover the costs incurred in investigation, regulation and enforcement pertaining to such licenses and permits ordinances; and

Whereas, it is recommended that the additional funds collected due to the increase in "Application fee" and the increase in "Permit fee" as proposed be directed to cover the costs incurred in the investigation regulation and enforcement pertaining to such licenses and permits.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

SECTION 1: Chapter 30, Article II, Section 30-28 is hereby amended to delete certain fees set forth in Schedule 3 for the description provided below:

Employees/independent contractors working at Adult entertainment establishments which sell alcohol.

Application fee.....	\$50.00
Permit fee.....	\$300.00

And the following language is hereby substituted for said deleted language:

Employees/independent contractors working at Adult entertainment establishments which sell alcohol.

Application fee.....	\$60.00
Permit fee.....	\$400.00

SECTION 2: Chapter 10, Article II, is hereby amended to add Section 10-206 (e) and Section 10-206 (f) as indicated in the following language:

(e) Management to supply educational materials on sexual assault and exploitation. Upon provision of permits to management by the employee/independent contractor, management will supply educational material approved by the City of Atlanta regarding sexual assault and commercial sexual exploitation.

(f) Recommendation for direction of additional funds. Additional funds collected due to the increase in "Application fee" and the increase in "Permit fee" as listed in Chapter 30, Article II, Section 30-28 are recommended to be directed to cover the costs incurred in the prevention of sexual assault and in the public education campaign to end sexual assault and the commercial sexual exploitation of children.